

**UNITED STATES DISTRICT COURT
FOR THE NORTHERN DISTRICT OF OHIO
EASTERN DIVISION**

**IN RE NATIONAL PRESCRIPTION
OPIATE LITIGATION**

This document relates to:

Track Three Cases

MDL No. 2804

Case No. 17-md-2804

Judge Dan Aaron Polster

**NOTICE OF SERVICE OF CERTAIN DEFENDANTS' *DAUBERT* MOTION TO
EXCLUDE THE OPINIONS OFFERED BY JAMES RAFALSKI**

Defendants Giant Eagle, Inc. and HBC Service Company, Rite Aid,¹ and Walmart Inc. ("Moving Defendants") hereby provide notice that on July 23, 2021, they served unredacted copies of the following attached documents on all Parties, the Court, and Special Master Cohen, and are now filing the same not under seal:

- Summary Sheet for Certain Defendants' *Daubert* Motion to Exclude the Opinions Offered by James Rafalski;
- Certain Defendants' *Daubert* Motion to Exclude the Opinions Offered by James Rafalski;
- [Proposed] Order Granting Certain Defendants' *Daubert* Motion to Exclude the Opinions Offered by James Rafalski;
- Certain Defendants' Memorandum in Support of Their *Daubert* Motion to Exclude the Opinions Offered by James Rafalski;
- Declaration of Brian C. Hill, along with the corresponding Exhibits.

Dated: August 17, 2021

Respectfully submitted,

/s/ Scott D. Livingston

Robert M. Barnes

Scott D. Livingston

¹ Rite Aid Hdqtrs. Corp., Rite Aid of Ohio, Inc., Rite Aid of Maryland, Inc., d/b/a Rite Aid Mid-Atlantic Customer Support Center and Eckerd Corp. d/b/a Rite Aid Liverpool Distribution Center.

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CERTIFICATE OF SERVICE

I, the undersigned, hereby certify that the foregoing document was served via the Court's ECF system to all counsel of record on August 17, 2021.

/s/ Scott D. Livingston